This publication lists agency activities requiring public notice. It also describes public comment processes and deadlines. Types of water use requests in this week’s Public Notice include:

* **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders**  
  Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.

* **Expedited Secondary Applications to Use Stored Water**  
  Applications to use stored water exclusively, filed under a simplified review process.

* **Water Right Cancellations**  
  Abandonment of perfected and developed water rights and requests to cancel all or a portion of rights.

* **Applications for Extensions of Time to Perfect Water Right Permits**  
  New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.

* **Extension of Time Checkpoint Progress Reports filed pursuant to OAR 690-315**  
  Documents the progress made toward development of the water use project since approval of the last permit extension and/or the last progress report checkpoint. (OAR 690-315 pertains to permit extension applications filed on or after July 1, 2001.)

* **Transfer Preliminary Determinations**  
  Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department’s preliminary determination.

* **Transfer Applications: Permit Amendments**  
  Requests to amend permits.

* **District Permanent Transfers (ORS 540.580)**  
  Petitions requesting transfers in place of use within a district’s boundaries.

* **Application for Allocation of Conserved Water**
* **Certificate Issuance**
   Included in this section is a listing of recently issued water right certificates.

The Public Notice is published each week on the Department’s web site at http://www.wrd.state.or.us/. If you would like to receive a **free** weekly notification when it is published, please send your request to “Codi.N.Holmes@wrd.state.or.us”.
Permit Application Initial Reviews and Proposed Final Orders

The following pages of this notice list permit applications that the Oregon Water Resources Department is evaluating for compliance with state water laws and regulations. Public participation and comment is encouraged. Opportunities for public involvement vary according to the stage of the permit evaluation.

Ground water permit applications in the Deschutes Basin (basin 5) may seek to provide mitigation pursuant to the Deschutes Ground Water Mitigation Rules by implementing a mitigation project or by obtaining mitigation credits made available by a completed mitigation project. Surface water and/or reservoir permit applications in the Deschutes Basin may be proposed ground water mitigation projects.

Initial Review Stage (IR in the "Stage" column of the permit listing)

The Department has given the applicant the results of an initial review of water use restrictions, water availability and other limits that affect the agency’s decision on whether to issue a permit. The Department welcomes comments from interested persons, agencies and organizations on the proposed water use.

The comment deadline for initial reviews appearing in this public notice is 5pm, Thursday, September 20, 2012. Although we cannot respond individually to all comments, each will be considered as the agency makes its permit decision.

Proposed Final Order Stage (PFO in the "Stage" column of the permit listing)

The proposed final order is the Department’s preliminary decision on the water use request. It will indicate how the comments received on the application in the first stage were considered. The PFO documents the agency’s decision through specific findings. If appropriate, it includes a draft permit specifying any conditions or restrictions on the use. Persons interested in receiving a mailed copy of a PFO must pay a statutorily-required fee of $20. (Any person paying $20 to receive a PFO by mail will also receive a copy of the Final Order when it is issued.) PFO’s may be viewed for free at the Department’s Salem Office or at the district watermaster office nearest the proposed use. Those disagreeing with the Department’s decision as expressed in the PFO have 45 days to file a protest.

The protest deadline for proposed final orders appearing in this public notice is 5pm, Friday, October 05, 2012.

The protest filing fee is $300 for the applicants and $600 for non-applicants. Detailed requirements for filing a protest will be sent with copies of the PFO. Persons who support the PFO may file a “standing” fee of $150 to retain the ability to participate in future proceedings relating to an application. Before participation is allowed, an additional $300 will be required at the time of the proceeding.

If a protest or comment deadline falls on a day that the office is closed then the next open business day automatically becomes the deadline date. In addition to the usual state or federal office closures, the Oregon Water Resources Department headquarters office will be closed on the following days: March 23, 2012, May 25, 2012, August 17, 2012, October 19, 2012, November 23, 2012, January 18, 2013, April 19, 2013 and May 24, 2013.
How to Read the Listing

Applications on the next page are sorted by application number in the following format:

<table>
<thead>
<tr>
<th>App#</th>
<th>Basin</th>
<th>Source</th>
<th>Township/Range</th>
<th>County</th>
<th>Priority</th>
<th>Quantity</th>
<th>Stage Status</th>
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<tr>
<td>G-15693</td>
<td>DOE,</td>
<td>JOHN PO BOX 123</td>
<td>16.00S 03.00W</td>
<td>Lane</td>
<td>01/29/2002</td>
<td>0.3700</td>
<td>IR 3</td>
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<td></td>
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<td>97123</td>
<td>19 NESW</td>
<td>County</td>
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<tr>
<td></td>
<td>OR</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**FIRST LINE:**
* Application number:
  - G: groundwater
  - R: reservoir
  - S: surface water
  - I: instream
* Applicant name & address
* Stage of review:
  - IR: Initial Review
  - PFO: Proposed Final Order
* Decision status codes
  - 1: permit may be issued as requested
  - 2: permit may be issued with conditions
  - 3: permit unlikely to be issued

**SECOND LINE:**
* Basin number (see map below right)
* Source > what it flows into
  - (in the case of wells, this describes the basin in which the well is located)
* General legal description
* County & Priority date
* Amount
* Unit of measure:
  - C: cubic feet per second
  - G: gallons per minute
  - A: acre-feet

**THIRD LINE:**
* Type of use (see abbreviations below)

**Commonly used “Type of Use” abbreviations (for definitions, consult Oregon Administrative Rules 690-300):**

- **AG**: Agriculture
- **CF,CH,CL, CR**: Cranberry uses
- **CM**: Commercial
- **CS**: Campground
- **DI, DN**: Domestic including non-commercial lawn & garden
- **DO**: Domestic
- **DS**: Domestic & stock
- **FI**: Fish
- **FP**: Fire protection
- **FW**: Fish & wildlife
- **GD**: Group domestic
- **GR**: Groundwater recharge
- **GT**: Geothermal
- **IC**: Irrigation, primary & supplemental
- **IL**: Irrigation with livestock
- **IM**: Industrial or manufacturing
- **IR**: Irrigation
- **IS**: Irrigation, supplemental
- **LV**: Livestock
- **LW**: Livestock & wildlife
- **MI**: Mining
- **MU**: Municipal
- **NU**: Nursery use
- **PA**: Pollution abatement
- **PW**: Power
- **QM**: Quasi-municipal
- **RC**: Recreation
- **RW**: Road construction
- **ST**: Storage
- **SW**: Swimming
- **TC**: Temperature control
- **WI**: Wildlife
<table>
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<th>App#</th>
<th>Basin Source</th>
<th>Township/Range</th>
<th>County</th>
<th>Priority</th>
<th>Quantity</th>
<th>Stage</th>
<th>Status</th>
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| G-17546 | E AND R HAY SALES 21791 MORELOCK RD MALIN, OR 97632 | STURM, ERIC 21791 MORELOCK RD MALIN, OR | IR | 3 | 2.45C | 04/05/2012 | 14 A WELL > MILLS CREEK

Uses: IR
Permit Application Final Orders

Following is a list of applications that have had final orders issued recently. If you would like a copy of any of the final orders, you may send a request with $20.00 for each final order to the Water Rights Section, Oregon Water Resources Department, 725 Summer Street NE Ste A, Salem OR 97301. If you have any questions, please contact the Department’s customer service staff by dialing 503-986-0801.

<table>
<thead>
<tr>
<th>Application</th>
<th>Basin</th>
<th>County</th>
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<td>G-17260</td>
<td>7</td>
<td>MORR</td>
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<tr>
<td>R-87806</td>
<td>6</td>
<td>WHEE</td>
<td>05/07/2012</td>
<td>STANLEY RANCH LLC</td>
<td>08/09/2012</td>
<td></td>
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</tbody>
</table>
Expedited Secondary Applications Under HB 2178 (2005)

For expedited secondary applications to use exclusively stored water filed under HB 2178, the public is invited to comment within 30 days of this notice, by September 20, 2012. The expedited secondary applications listed below have been filed recently. Any person may raise public interest issues regarding these applications. If public interest issues are raised, the Department may move the application to the standard process and review the application pursuant to ORS 537.153, and issue a Proposed Final Order. If no public issues are raised, the Department may issue a final order and permit without further prior notice.

Comments must identify the specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected by the proposed use, and specifically how the identified public interest would be affected.

POD 1 is the location of the stored water. POD 2 and any additional points are the rediversion point(s).

S-87788
LEVITT, MICHAEL
152 W 57TH ST 35TH FLOOR
NEW YORK, NY 10019
POD: 1 LOST CREEK RESERVOIR > ROGUE RIVER
SE 1/4 NW 1/4 Section 26T 33.00S R 1.00E WM
Jackson County

POD: 2 ROGUE RIVER > PACIFIC OCEAN
SE 1/4 NW 1/4 Section 29T 35.00S R 1.00W WM
Jackson County
5.3 AFT for FROST PROTECTION (est.)
5.3 AFT for IRRIGATION (est.)

S-87789
BPPERRY PROPERTIES LLC
3697 BENEDICT CANYON LANE
SHERMAN OAKS, CA 91423
POD: 1 LOST CREEK RESERVOIR > ROGUE RIVER
SE 1/4 NW 1/4 Section 26T 33.00S R 1.00E WM
Jackson County

POD: 2 ROGUE RIVER > PACIFIC OCEAN
SE 1/4 NW 1/4 Section 29T 35.00S R 1.00W WM
Jackson County
10.0 AFT for IRRIGATION (est.)
Water Right Cancellations

ORS 540.621 authorizes the Director to issue an order canceling a perfected and developed water right whenever the owner certifies under oath that the right has been abandoned and requests a cancellation of the right.

The Department has received affidavits from owners of land to which a water right is appurtenant stating the owner has abandoned the water right, and requesting that the Department cancel portions of the right appurtenant to the land.

The Department proposes to issue orders canceling all or a portion of the following water right(s):

COUNTY: CURRY
WATER RIGHT CERTIFICATE: 84533, IN THE NAME OF SALLY HULL
 AND BRIAN HIRSH
PRIORITY DATE: JULY 27, 1994
SOURCE: A SPRING > PACIFIC OCEAN
LANDOWNER: SALLY A. HULL
ADDRESS: 25505 CAPE VIEW LOOP, GOLD BEACH, OR 97444
USE: DOMESTIC USE EXPANDED FOR TWO HOUSEHOLDS
QUANTITY: 0.01 CFS
ACRES: T83S,R14W,7,NESW, GLOT 3, TAX LOT 800
Applications for Extensions of Time
to Perfect Water Right Permits filed pursuant to OAR 690-315

Consistent with OAR 690-315-0050, the Department will accept public comment on the following extension applications until September 20, 2012. Following the comment period, the Department will prepare and issue a proposed final order. Individuals who would like a copy of the proposed final order may request copies by sending a request and $20 (the charge required by law). Please indicate the file number. Copies of the proposed final order may be viewed at the Department and/or self-copied. Individuals wishing to obtain a copy of the extension application should contact the Department by phone or in person.

Extension file information is included in the following format:

(a) Application Number;
(b) Permit number;
(c) Applicant name and address;
(d) County of application;
(e) Common name of water source(s) listed in the permit;
(f) Amount of water use permitted in gallons per minute (gpm), cubic feet per second (cfs) or acre feet (af) of storage;
(g) Use allowed in the permit;
(h) Proposed extended date of completion as requested by the extension applicant;

Application Number: S-86888
Permit Number: S-54456
ELK COVE VINEYARDS INC.
27751 NW OLSON RD
GASTON, OR 97119
Yamhill County
ELK COVE RESERVOIR > WILLIAMS CANAL
9.19AF
IRRIGATION ON 66.1 ACRES

UNNAMED STREAM > WILLIAMS CANAL
0.83 CFS
IRRIGATION ON 66.1 ACRES

UNNAMED STREAM > WILLIAMS CANAL
0.09 CFS
POND MAINTENANCE
October 1, 2017
Application Number: G-10347
Permit Number: G-11972
AVION WATER CO. INC.
60813 PARRELL RD
BEND, OR 97702
Deschutes County
TWO WELLS > DRY RIVER
0.24 CFS
GROUP DOMESTIC USE FOR 78 FAMILIES INCLUDING IRRIGATION OF LAWNS AND GARDENS NOT TO EXCEED ½ ACRE IN AREA PER FAMILY.
October 1, 2022

Application Number: G-10348
Permit Number: G-9971
AVION WATER CO. INC.
60813 PARRELL RD
BEND, OR 97702
Deschutes County
THREE WELLS > DESCHUTES RIVER
0.48 CFS
GROUP DOMESTIC USE FOR 151 FAMILIES INCLUDING IRRIGATION OF LAWNS AND GARDENS NOT TO EXCEED ½ ACRE IN AREA PER FAMILY.
October 1, 2022

Application Number: G-10263
Permit Number: G-9341
AVION WATER CO. INC.
60813 PARRELL RD
BEND, OR 97702
Deschutes County
THREE WELL > DESCHUTES RIVER
0.66 CFS (est)
QUASI-MUNICIPAL USES
October 1, 2022
Extensions of Time Progress
Checkpoint Progress Reports filed pursuant to OAR 690-315

Consistent with OAR 690-315-0050(6), the Department will accept public comment on the following Extension of time Checkpoint Progress Reports until September 20, 2012. Comments must be in writing and must indicate the application file and permit numbers. Following the comment period, the Department shall review evidence to determine whether or not the permit holder has been diligent in developing and perfecting the water use permit and has complied with all terms and conditions of the permit and/or extension of time. Additionally, the Department will provide notice of its determination to anyone who has submitted comments.

Extension file information is included in the following format:

(a) Permit holder's name and address;
(b) Application file number / permit number
(c) County of use
(d) Common name of water source(s) listed in the permit;
(e) Use of water allowed under the permit;

MUNSEN PAVING LLC
APPLICATION NUMBER: G-15288 PERMIT NUMBER: G-15090
WASCO COUNTY
A WELL IN TAYLOR LAKE BASIN
INDUSTRIAL USE (AGGREGATE MINING)
Transfer Preliminary Determinations

A Preliminary Determination provides the Department's conclusion as to whether a proposed change in place of use, point of diversion or appropriation, or character of use of an existing water right should be approved. Changes of water rights may be proposed in an application for transfer (including instream, historic POD, exchange, substitution or ground water registration modification).

The Department has issued preliminary determinations on the transfer applications listed below. In addition to this notice, the Department is complying with ORS 540.520(2) that requires publication of notice in a local newspaper for all transfers except those proposing a change in place of use only or a change in point of diversion of less than ¼ mile where there are no intervening diversion points.

Any person may protest the application and preliminary determination or may file a standing statement. Pursuant to OAR 690-380-030(3) and OAR 690-382-0900, protests must raise all reasonably ascertainable issues and include all reasonably available arguments supporting the person's position. In addition, protests must be accompanied by a $600 protest fee for non-applicant and $300.00 protest fee for applicant. A Water Right Transfer Protest Form is available at http://www.oregon.gov/OWRD/PUBS/forms.shtml or by calling 503-986-0888. Protests must be received by the Department on or before September 20, 2012, or within 30 days of the last date of publication in a newspaper, whichever is later. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

T-11023 filed by Butler Ranch Inc., 5294 NW Lone Pine Road, Terrebonne, OR 97760, proposes a change in point of diversion and a change in place of use under Certificate 83850. The right allows the use of 0.5052 cubic foot per second from the Crooked River in Sec. 22, T 14 S, R 14 E, W.M. for irrigation in Sec. 15, T 14 S, R 14 E, W.M. The applicant proposes to move the point of diversion to within Sec. 20, T 14 S, R 14 E, W.M. and to change the place of use to Sec. 20, T 14 S, R 14 E, W.M. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11366 filed by Willamette Egg Farms, 31438 S Highway 170, Canby, OR 97013, proposes additional points of appropriation and changes in places of use under Certificates 42788 and 44577. The rights allow the use of 1.186 cubic feet per second from a well in Sec. 9, T 5 S, R 1 E, W.M. for irrigation in Sects. 9 and 10, T 5 S, R 1 E, W.M. The applicant proposes three additional points of appropriation within Sec. 10, and to change the places of use within Sec. 10. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.
T-11405 filed by Cougar Mountain Cattle Co., 4132 Altamont Drive, Klamath Falls, OR 97603, proposes points of appropriation and place of use changes under Certificates 67902 and 80753. The rights allow the use of 0.56 cubic foot per second (cfs) from a well in Sec. 21, T28S, R16E, W.M. for irrigation within Sec. 21; and 4.44 cfs from 3 wells in Sec. 16, T28S, R16E, W.M. for irrigation within Sec. 16. The applicant proposes to move the points of appropriation to Secs. 25 and 35, T27S, R16E, W.M. and to change the place of use to Secs. 25, 30, and 35, T27S, R16E, W.M. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.
Transfer Applications: Permit Amendments

The holder of a water right permit may apply to change a point of diversion (POD) or appropriation (POA) or to change the place of use (POU) pursuant to ORS 537.211 (4).

Notice is given that the following applications for Permit Amendments have been received by the Department. If the proposed change in point of diversion or appropriation is for a distance greater than 1/4 mile or includes intervening diversion points, notice also will be published in a local newspaper.

County: DESCHUTES
Transfer: 11460
Water Right: PERMIT G 12571; G 12595
Priority Date: JUNE 10, 1994; JUNE 10, 1994
Name: DAVENPORT NEWBERRY HOLDINGS LLC
       300 ATLANTIC ST SUITE 301
       STAMFORD, CT 06901
Change: ADDITIONAL POINT OF APPROPRIATION
Source: A WELL

County: HARNEY
Transfer: 11461
Water Right: PERMIT G 16491
Priority Date: JANUARY 25, 2008
Name: JUNIPER BASIN RANCH LLC
       PO BOX 49142
       REDDING, CA 96049-1942
Change: ADDITIONAL POINT OF APPROPRIATION; PLACE OF USE
Source: A WELL
District Permanent Transfers (ORS 540.580)

A district may request to permanently change the place of use within district boundaries. A district may provide notice to the Department of a change before it is made, and shall submit a district permanent application prior to the end of the calendar year in which the change occurs. The Department shall approve the transfer application provided it does not cause injury to existing water rights or expand the water use. The final order approving the permanent transfer is subject to protest.

This public notice also includes district notices of proposed changes. The Department will accept comments on injury and enlargement of changes in place of use associated with the notice and use those comments in the review of the proposed change.

The Department seeks public comment on recently filed district transfer applications listed below. The deadline for comments or protests to the transfer application must be received by the Department on or before September 20, 2012. The Department will hold a contested case hearing if: 1) a protest and $600 protest fee for non-applicant and $300.00 protest fee for applicant are received within the time allowed; or 2) the Department finds a hearing is needed to determine whether the proposed changes would result in injury to existing rights. (If a water user believes that a proposed change could injure a water delivery within a district's boundaries, the matter will be resolved directly between the district and the water user.)

Notice of District
County: DESCHUTES
Permanent Transfer: NOTICE #N12.004
Certificate: 76714
Priority Date: 1900, 1905, 1907
Name: TUMALO IRRIGATION DISTRICT
Address: 64697 COOK AVE BEND, OR 97701
Change: POU
Source: TUMALO CREEK
Acres: 2.5
Authorized POU: T16S R12E SEC 08
Proposed POU: T16S R11E SEC 24

Notice of District
County: MALHEUR
Permanent Transfer: NOTICE #2012-1
Certificate: 75691
Priority Date: AUG 20, 1924
Name: Owyhee Irrigation District
Address: 17 S 1ST ST NYSSA, OR 97913
Change: POU
Source: Owyhee River
Acres: 6.0
Authorized POU: T20S R46E SEC 15
Proposed POU: T20S R46E SEC 15
Application for Allocation of Conserved Water

The Department has received applications for Allocation of Conserved Water pursuant to ORS 537.455 to 537.500 and OAR Chapter 690, Division 18. The Department’s review will consider whether the diversion for the uses allowed under the original water right will be reduced by the conservation project; whether existing water rights will be protected from injury and whether the project is in compliance with local comprehensive land use plans.

CW-76
On 7/23/12, Dee Irrigation District filed an ACW Application under ORS 537.470. The Department designated the application as CW-76. The Applicant proposes to conserve water by upgrading their delivery system.

The project is expected to yield approximately 10.22 CFS of conserved water from an Unnamed Cr., Camp Cr. and Deer Cr., all tributaries to the West Fork Hood River under Certificate 39048 (priority 9/13/1909) and from the West Fork Hood River under Certificate 39049 (priority 3/7/1931). It is proposed that 100% of the conserved water will be protected in the Hood River.

Any party may provide written comments directly related to CW-76 by 8/27/2012 or within 20-days of the last date of newspaper publication. Comments must be delivered to Kody Thurgood, Water Resources Department, 725 Summer Street NE, Salem, OR 97301-1266. Comments may be faxed to 503-986-0903. WRD will review all comments received when determining whether to approve the proposed ACW.

Interested parties contact Mr. Thurgood for additional information. By phone 503-986-0892 or by email ACW-Questions@state.or.us.
Certificate Issuance

Following is a list of certificates that have been recently issued. If you are viewing this electronically then you should be able to view the certificate by clicking on the underlined blue text. Appeal rights are provided on each certificate document.

If under the file number the “App:” abbreviation for application is provided then any person owning an application, permit or water right certificate subsequent in priority to a certificate listed here may file a protest within three months of issuance of the certificate. See Oregon Revised Statutes 537.260. Rules governing protests are in Oregon Administrative Rules Chapter 690 division 002. Any protest must be accompanied by a protest fee of $600. (ORS 536.050(1)(j)(A)).

<table>
<thead>
<tr>
<th>File Number</th>
<th>Basin Number</th>
<th>County</th>
<th>Priority Date</th>
<th>Issue Date</th>
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<td>DESC</td>
<td>11/25/1991</td>
<td>08/21/2012</td>
<td>CITY OF REDMOND</td>
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<td>CROO</td>
<td>01/17/2007</td>
<td>08/21/2012</td>
<td>CANNON, CAL; SHOTGUN RANCH LLC</td>
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Public Notice date August 21, 2012, Page 17
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<td>08/16/2012</td>
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<td>Xfer: T 8862 Cert#-87496</td>
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<td>MARI</td>
<td>03/13/1975</td>
<td>08/16/2012</td>
<td>GRASSMAN, BLAINE</td>
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</table>
Use the back of this form to offer comments on water use requests or other items in this notice or to order copies of proposed final and final orders. You are welcome to submit comments on a separate sheet, but please be sure to include your name and address and reference the specific request or document that concerns you. Please mail your comments to the address listed above.

**Water Use Request Type & File Number**
(e.g. "Permit Application G-12345" or "Transfer T-1234"): Mail me the order (payment enclosed)*

[ ]

[ ]

[ ]

**Your Name, Address, and Phone Number:**

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* We are required by law to charge a fee of $20 to mail a copy of a proposed and final order on a pending water right application or permit extension to any interested person. Please include a check made out to the Oregon Water Resources Department in the amount of $20 for each type of order you would like mailed to you. This fee entitles you to also receive a copy of the final order, when issued. (Copies of propose final order and final order are also available for viewing—at no charge—at our Salem office or at the local watermaster office.)